



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Alexander Goen SZYNALSKI
Serial No. : 09/427,447
Filed : 27 Oct. 1999
Group Art : 3712
Examiner : Samuel RIMELL
Title : Stop Smoking Methods

Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

RULE 1.131 DECLARATION

1. I am the director of marketing for Vitamerica Inc.
2. Vitamerica currently offers for sale in the United States CIGSATION™, TRIM SPECIFICS™, and the SMOKING CESSATION™ tape program.
3. CIGSATION™ was first offered for sale in May of 1999.
4. TRIM SPECIFICS™ was first offered for sale in July 1999.
5. These products were thus first offered for sale less than one year before the filing date of the application.
6. I have no personal knowledge of the date the SMOKING CESSATION™ tape program was first offered for sale.
7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and



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further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United State Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon or any patent to which this verified statement is directed.

Philip Hirtis
Philip HIRTIS
August 4, 2000

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